IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

TUESDAY, THE 20TH NOVEMBER 2007 / 29TH KARTHIKA 1929

Bail Appl..No. 7046 of 2007()

CRIME NO.65/2007 OF AMARAVILA EXCISE RANGE

PETITIONER/ACCUSED

GIRIJA, D/O KAMALAMMA,
THUNDUVILA VEEDU, PAZHAMLA DESOM,
PERUNKADAVILA VILLAGE, NEYYATTINKARA.

BY ADV. SRI.G.SUDHEER

RESPONDENTS: COMPLAINANT

STATE OF KERALA, REPRESENTED BY THE
PUBLIC PROSECUTOR, HIGH COURT OF KERALA,ERNAKULAM.

BY PUBLIC PROSECUTOR SRI.S.U.NAZER

THIS BAIL APPLICATION HAVING BEEN FINALLY HEARD ON 20/11/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

R.BASANT, J

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B.A.No.7046 of 2007

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Dated this the 20th day of November, 2007

ORDER

Application for regular bail. Allegations are raised under the provisions of the Kerala Abkari Act. The petitioner, a woman was allegedly found to be in possession of 1600 litres of wash, 70 litres of arrack and utensils for distillation on 25.06.07. The petitioner was arrested on 15.9.07 in connection with some other crime and continues in custody from that date. Arrest in this case was recorded on 28.9.07.

2. The learned counsel for the petitioner prays, the learned Public Prosecutor does not oppose the said prayer on condition that the Investigators are granted full complement of 60 days to complete the investigation and I am satisfied that petitioner can be directed to be enlarged on bail subject to appropriate conditions.

3. In the result, this petition is allowed. The petitioner shall be released on bail on the following terms and conditions:

i) The petitioner shall not be released on bail on the

strength of this order prior to 27.11.2007. The Investigating Officer shall, in the meantime, make every endeavour to complete the investigation.

ii) She shall execute a bond for Rs.1,00,000/- (Rupees one lakh only) with two solvent sureties each for the like sum to the satisfaction of the learned Magistrate.

iii) The petitioner shall make herself available for interrogation before the investigating officer between 10 a.m and 12 noon on all Mondays and Fridays, for a period of three months from the date of her release. Thereafter, she shall make herself available for interrogation as and when directed by the investigating officer in writing to do so.

(R.BASANT, JUDGE)

sj

/TRUE COPY/

P.A.TO JUDGE